

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

PATRISHA MILLER,
individually and on behalf of similarly
situated persons,

Case No. 2:23-cv-12251

Hon. Brandy McMillion

Plaintiff,

v.

SERENITY ASSISTED
LIVING, A & M INC.
MARY ABUAITA,
AND JORDAN ABUAITA,

Defendants.

**ORDER GRANTING JOINT MOTION FOR APPROVAL OF FLSA
SETTLEMENT, ATTORNEYS' FEES AND COSTS (ECF NO. 40)
AND DISMISSING CASE**

This matter coming before the Court on Plaintiff's Joint Motion for Approval of the FLSA Settlement and for Attorney's Fees and Costs (ECF No. 40); and the Court being otherwise fully advised in the premises;

IT IS HEREBY ORDERED that Plaintiff's Joint Motion for Approval of FLSA Settlement and for Attorneys' Fees and Costs (ECF No. 40) is **GRANTED**.

IT IS FURTHER ORDERED as follows:

1. This Order incorporates by reference the definitions in the Final Settlement Agreement and Release (the “Agreement”) and all terms defined therein shall have the same meaning in this Order as set forth therein.

2. The Parties’ Settlement Agreement is hereby approved as a fair, equitable, and reasonable resolution of a *bona fide* dispute under the Fair Labor Standards Act (“FLSA”).

3. Plaintiff Patrisha Miller is approved as Representative of the FLSA Collective and the proposed service award to Plaintiff Patrisha Miller for her service in pursuing this litigation and in exchange for a general release of claims, is approved.

4. Plaintiff’s unopposed request for attorney’s fees in the amount of one-third of the Gross Settlement Amount and costs are approved.

5. The Court directs that the settlement funds be distributed in accordance with the terms of the Settlement Agreement, and

IT IS FURTHER ORDERED that this matter in its entirety is **DISMISSED WITH PREJUDICE** and without costs.

IT IS FURTHER ORDERED that the opt-in claims are released and that the Genesee Council on Aging is Appointed as *cy pres* recipient in the event of any uncashed checks as directed in the Settlement Agreement.

THIS IS A FINAL ORDER AND CLOSES THIS CASE.

IT IS SO ORDERED.

Dated: February 10, 2025

s/Brandy R. McMillion

Honorable Brandy McMillion
United States District Judge